

Caution: DRAFT FORM

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2008 Limited Liability Company Return of Income**568**

For calendar year 2008 or fiscal year beginning month _____ day _____ year _____, and ending month _____ day _____ year _____.

Limited liability company name (type or print)

Secretary of State (SOS) file number

DBA

FEIN

Address (including suite, room, PO Box, and PMB no.)

Principal business activity name (same as federal)

City

State

ZIP Code

Principal product or service (same as federal)

Check accounting method

☐ (1) Cash ☐ (2) Accrual
☐ (3) Other (attach explanation)

Date business started in CA

Enter total assets at end of year. See instructions.

● \$ _____

Check the applicable box

☐ (1) Initial return ☐ (2) **FINAL RETURN**
☐ (3) Amended return

Principal business activity code (same as federal)

●

Enclose, but do not staple, any payment.

Whole dollars only

1	Total income from Limited Liability Company Income Worksheet. See instructions	●	1		00
2	Limited Liability Company fee. See instructions	●	2		00
3	2008 annual Limited Liability Company tax. See instructions	●	3		00
4	Nonconsenting nonresident members' tax liability from Schedule T (Side 3)	●	4		00
5	Total tax and fee. Add line 2, line 3, and line 4.	●	5		00
6	Amount paid with form FTB 3537 and 2008 form FTB 3522.	●	6		00
7	Overpayment from prior year allowed as a credit	●	7		00
8	Nonresident Withholding Credit. See instructions.	●	8		00
9	Total payments. Add line 6, line 7, and line 8.	●	9		00
10	Tax and fee due. If line 5 is more than line 9, subtract line 9 from line 5.	●	10		00
11	Overpayment. If line 9 is more than line 5, subtract line 5 from line 9.	●	11		00
12	Amount of line 11 to be credited to 2009 tax or fee	●	12		00
13	Use Tax. See instructions	●	13		00
14	Refund. If the total of line 12 and line 13 is less than line 11; subtract the total from line 11.	●	14		00
15	Penalties and interest. See instructions.	●	15		00
16	Total amount due. Add line 10, line 12, line 13, and line 15, then subtract line 11 from the result.	●	16		00

Single Member LLC Information and Consent — Complete only if the LLC is disregarded.

● Federal TIN/SSN

Sole Owner's name (as shown on owner's return)

FEIN/CA Corp no./SOS File no.

Street Address, City, State, and ZIP Code

Member's Consent Statement: I consent to the jurisdiction of the State of California to tax my LLC income and agree to file returns and pay tax as may be required by the Franchise Tax Board.

Signature ▶

Date

Title

● Return filed with the FTB by the Owner

☐ (1) Form 540 ☐ (5) Form 541
☐ (2) Form 100 ☐ (6) Form 100S
☐ (3) Form 565 ☐ (7) Form 568
☐ (4) Other _____

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Please Sign Here

Signature of officer

Date

Telephone

● ()

Paid Preparer's Use Only

Paid preparer's signature ▶

Date

Check if self-employed ☐

Paid preparer's SSN/PTIN

●

Firm's name (or yours, if self-employed) and address ▶

FEIN

●

Telephone

● ()

May the FTB discuss this return with the preparer shown above (see instructions)?

● ☐ Yes ☐ No

J Enter the maximum number of members in the LLC at any time during the year. Attach a California Schedule K-1 (568) for each of these members	●	
K Is this LLC an investment partnership? See General Information O	●	
L (1) Is this LLC apportioning income to California using Schedule R?	●	
(2) If "No," was this LLC registered in California without earning any income sourced in this state during the taxable year?	●	
M Was there a distribution of property or a transfer (for example, by sale or death) of an LLC interest during the taxable year?	●	
O (1) For this taxable year, was there a change in control or majority ownership for this limited liability company (or any legal entity in which it holds a controlling or majority interest) that owned or leased real property in California?	●	
(2) For this taxable year, did this LLC (or any legal entity in which it holds a controlling or majority interest) acquire control or majority ownership of any other legal entity that owned or leased real property in California?	●	
(3) If this limited liability company (or any legal entity in which it holds a controlling or majority interest) owned or leased real property in California, has more than 50% of the LLC ownership interest cumulatively transferred in one or more transactions since March 1, 1975, which was not reported on a previous year's tax return?	●	
(Penalties May Apply – See Instructions).		
P (1) Does the LLC have any foreign (non-U.S.) nonresident members?	●	
(2) Does the LLC have any domestic (non-foreign) nonresident members?	●	
(3) Were Form 592, Form 592-A, Form 592-B, and Form 592-F filed for these members?	●	
Q Are any members in this LLC also LLCs or partnerships?	●	
R Is this LLC under audit by the IRS or has it been audited in a prior year?	●	
S Is this LLC a member or partner in another LLC or partnership?	●	
T Is this LLC a publicly traded partnership as defined in IRC Section 469(k)(2)?	●	
U (1) Is this LLC a business entity disregarded for tax purposes?	●	
(2) If "Yes," see instructions and complete Side 1, Side 2, Schedule B, and Side 4. Are there credits or credit carryovers attributable to the disregarded entity?	●	
V Has the LLC included a Reportable Transaction, or Listed Transaction within this return? (See instructions for definitions). If "Yes," complete and attach federal Form 8886 for each transaction.	●	
W Did this LLC file the Federal Schedule M-3 (federal Form 1065)?	●	
X Is this LLC a direct owner of an entity that filed a federal Schedule M-3?	●	
Y Does the LLC have a beneficial interest in a trust or is it a grantor of a Trust?	●	
Attach schedule of trusts and federal identification numbers.		
Z Does this LLC own a membership in a business entity disregarded for tax purposes?	●	
Attach schedule of disregarded entity names and identification numbers.		
AA Is any member of the LLC related (as defined in IRC section 267(c)(4)) to any other member of the LLC?	●	
AB Is any member of the LLC a trust for the benefit of any person related (as defined in IRC section 267(c)(4)) to any other member? ..	●	
AC During the year did this LLC defer any gains from the disposition of assets?	●	

Schedule A Cost of Goods Sold

1	Inventory at beginning of year	1		00
2	Purchases less cost of items withdrawn for personal use	2		00
3	Cost of labor	3		00
4	Additional IRC Section 263A costs. Attach schedule	4		00
5	Other costs. Attach schedule	5		00
6	Total. Add line 1 through line 5	6		00
7	Inventory at end of year	7		00
8	Cost of goods sold. Subtract line 7 from line 6. Enter here and on Schedule B, line 2	8		00

9 a Check all methods used for valuing closing inventory:
(1) ☐ Cost (2) ☐ Lower of cost or market as described in Treas. Reg. Section 1.471-4 (3) ☐ Write down of "subnormal" goods as described in Treas. Reg. Section 1.471-2(c) (4) ☐ Other. Specify method used and attach explanation _____
b Check this box if the LIFO inventory method was adopted this taxable year for any goods. If checked, attach federal Form 970 ☐
c Do the rules of IRC Section 263A (with respect to property produced or acquired for resale) apply to the LLC? ☐ Yes ☐ No
d Was there any change (other than for IRC Section 263A purposes) in determining quantities, cost, or valuations between opening and closing inventory? If "Yes," attach explanation ☐ Yes ☐ No

Schedule B Income and Deductions**Caution:** Include **only** trade or business income and expenses on line 1a through line 22 below. See the instructions for more information.

Income	1 a Gross receipts or sales \$ _____ b Less returns and allowances \$ _____ c Balance ●	1c		00
	2 Cost of goods sold (Schedule A, line 8)	2		00
	3 GROSS PROFIT. Subtract line 2 from line 1c	3		00
	4 Total ordinary income from other LLCs, partnerships, and fiduciaries. Attach schedule	4		00
	5 Total ordinary loss from other LLCs, partnerships, and fiduciaries. Attach schedule	5		00
	6 Total farm profit. Attach federal Schedule F (Form 1040)	6		00
	7 Total farm loss. Attach federal Schedule F (Form 1040)	7		00
	8 Total gains included on Schedule D-1, Part II, line 17 (gain only)	8		00
	9 Total losses included on Schedule D-1, Part II, line 17 (loss only)	9		00
	10 Other income. Attach schedule	10		00
	11 Other loss. Attach schedule	11		00
	12 Total income (loss). Combine line 3 through line 11	12		00
Deductions	13 Salaries and wages (other than to members)	13		00
	14 Guaranteed payments to members	14		00
	15 Bad debts	15		00
	16 Deductible interest expense not claimed elsewhere on return	16		00
	17 a Depreciation and amortization. Attach form FTB 3885L \$ _____ b Less depreciation reported on Schedule A and elsewhere on return \$ _____ c Balance ●	17c		00
	18 Depletion. Do not deduct oil and gas depletion	18		00
	19 Retirement plans, etc.	19		00
	20 Employee benefit programs	20		00
	21 Other deductions. Attach schedule	21		00
	22 Total deductions. Add line 13 through line 21	22		00
	23 Ordinary income (loss) from trade or business activities. Subtract line 22 from line 12	23		00

Schedule T Nonconsenting Nonresident Members' Tax Liability

(a) Member's name	(b) SSN, ITIN, or FEIN	(c) Distributive share of income	(d) Tax rate	(e) Member's total tax due (see instructions)	(f) Amount withheld by this LLC on this member – reported on Form 592-B	(g) Member's net tax due

Total the amount of tax due. Enter the total here and on Side 1, line 4 _____

Attach additional sheets if necessary.

Schedule K Members' Shares of Income, Deductions, Credits, etc.

		(a) Distributive share items	(b) Amounts from federal K (1065)	(c) California adjustments	(d) Total amounts using California law		
Income (Loss)	1	Ordinary income (loss) from trade or business activities	1 ●				
	2	Net income (loss) from rental real estate activities. Attach federal Form 8825.	2				
	3 a	Gross income (loss) from other rental activities.	3a				
	b	Less expenses. Attach schedule	3b				
	c	Net income (loss) from other rental activities. Subtract line 3b from line 3a	3c		●		
	4	Guaranteed payments to members	4		●		
	5	Interest income	5		●		
	6	Dividends.	6		●		
	7	Royalties	7		●		
	8 a	Total short-term capital gains	8a		●		
	8 b	Total short-term capital losses	8b		●		
Deductions	9 a	Total long-term capital gains	9a		●		
	9 b	Total long-term capital losses.	9b		●		
	10 a	Total Gain under IRC Section 1231 (other than due to casualty or theft)	10a		●		
	b	Total Loss under IRC Section 1231 (other than due to casualty or theft)	10b		●		
	11 a	Other portfolio income (loss). Attach schedule.	11a				
	b	Total other income. Attach schedule.	11b				
	c	Total other loss. Attach schedule	11c				
	12	Expense deduction for recovery property (IRC Section 179 and R&TC Sections 17267.2, 17267.6, and 17268). Attach schedule	12				
	13 a	Charitable contributions. See instructions. Attach schedule.	13a				
	b	Investment interest expense	13b		●		
	c 1	Total expenditures to which IRC Section 59(e) election may apply. Attach schedule.	13c1				
2	Type of expenditures _____	13c2					
d	Deductions related to portfolio income.	13d					
e	Other deductions. Attach schedule	13e					
Credits	15 a	Withholding on LLC allocated to all members	15a				
	b	Low-income housing credit	15b				
	c	Credits other than the credit shown on line 15b related to rental real estate activities. Attach schedule	15c				
	d	Credits related to other rental activities. Attach schedule	15d				
	e	Nonconsenting nonresident members' tax paid by LLC	15e				
	f	Other credits. Attach schedule	15f		●		
Alternative Minimum Tax (AMT) Items	17 a	Depreciation adjustment on property placed in service after 1986	17a				
	b	Adjusted gain or loss	17b				
	c	Depletion (other than oil and gas).	17c				
	d	Gross income from oil, gas, and geothermal properties	17d				
	e	Deductions allocable to oil, gas, and geothermal properties	17e				
	f	Other alternative minimum tax items. Attach schedule	17f				
Other Information	18 a	Tax-exempt interest income	18a				
	b	Other tax-exempt income	18b		●		
	c	Nondeductible expenses	18c				
	19 a	Distributions of money (cash and marketable securities)	19a				
	b	Distribution of property other than money	19b				
	20 a	Investment income	20a				
b	Investment expenses	20b					
c	Other information. See instructions	20c					
Analysis	21 a	Total distributive income/payment items. Combine lines 1, 2, and 3c through 11c. From the result, subtract the sum of lines 12 through 13e.	21a		●		
	b	Analysis of members: Members	(a) Corporate	(b) Individual i. Active ii. Passive	(c) Partnership	(d) Exempt Organization	(e) Nominee/Other

Schedule L Balance Sheets. See the instructions for Schedule L, before completing Schedules L, M-1, and M-2.

Assets	Beginning of taxable year		End of taxable year	
	(a)	(b)	(c)	(d)
1 Cash				
2 a Trade notes and accounts receivable				
b Less allowance for bad debts	()		()	
3 Inventories				●
4 U.S. government obligations				
5 Tax-exempt securities				
6 Other current assets. Attach schedule				●
7 Mortgage and real estate loans				
8 Other investments. Attach schedule				●
9 a Buildings and other depreciable assets				
b Less accumulated depreciation	()		()	●
10 a Depletable assets				
b Less accumulated depletion	()		()	
11 Land (net of any amortization)				●
12 a Intangible assets (amortizable only)				
b Less accumulated amortization	()		()	
13 Other assets. Attach schedule				●
14 Total assets				
Liabilities and Capital				
15 Accounts payable				●
16 Mortgages, notes, bonds payable in less than 1 year				●
17 Other current liabilities. Attach schedule				
18 All nonrecourse loans				●
19 Mortgages, notes, bonds payable in 1 year or more				●
20 Other liabilities. Attach schedule				●
21 Members' capital accounts				●
22 Total liabilities and capital				

Schedule M-1 Reconciliation of Income (Loss) per Books With Income (Loss) per Return. Use total amount under California law.

If the partnership completed federal Schedule M-3 (federal Form 1065), see instructions.

1 Net income (loss) per books		6 Income recorded on books this year not included on Schedule K, line 1 through line 11c. Itemize:	
2 Income included on Schedule K, line 1 through line 11c, not recorded on books this year. Itemize	●	a Tax-exempt interest \$	
3 Guaranteed payments (other than health insurance)		b Other \$	
4 Expenses recorded on books this year not included on Schedule K, line 1 through line 13e. Itemize:		c Total. Add line 6a and line 6b \$	●
a Depreciation \$		7 Deductions included on Schedule K, line 1 through line 13e, not charged against book income this year. Itemize:	
b Travel and entertainment \$		a Depreciation \$	
c Annual LLC tax \$		b Other \$	
d Other \$		c Total. Add line 7a and line 7b \$	●
e Total. Add line 4a through 4d \$	●	8 Total. Add line 6c and line 7c	
5 Total of line 1 through line 4e		9 Income (loss) (Schedule K, line 21a). Subtract line 8 from line 5	

Schedule M-2 Analysis of Members' Capital Accounts. Use California amounts.

1 Balance at beginning of year		5 Total of line 1 through line 4	
2 Capital contributed during year		6 Distributions: a Cash	●
a Cash	●	b Property	●
b Property	●	7 Other decreases. Itemize	●
3 Net income (loss) per books		8 Total of line 6 and line 7	
4 Other increases. Itemize	●	9 Balance at end of year. Subtract line 8 from line 5	

Schedule O Amounts from Liquidation used to Capitalize a Limited Liability Company. (Complete only if initial return box is checked on Side 1, Question I).

Name of entity liquidated (if more than one, attach a schedule) _____

Type of entity: ☐ (1) C Corporation ☐ (2) S Corporation ☐ (3) Partnership ☐ (4) Limited Partnership ☐ (5) Sole Proprietor ☐ (6) Farmer

Entity identification number(s) FEIN _____ SSN or ITIN _____ Corporation _____ SOS _____

Amount of liquidation gains recognized to capitalize the LLC _____ ●